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Attorney Docket No.: 22596-531

164

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Jiang and Reddy
SERIAL NUMBER : 09/975,776 EXAMINER : Frederick F. Krass
FILING DATE : October 10, 2001 ART UNIT : 1614
FOR : Pharmaceutical Compositions Containing Beta-Lacaphone, or Derivatives or
Analogs Thereof, and Methods of Using Same

MAIL STOP IDS

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450



30623

PATENT TRADEMARK OFFICE

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (2 pages), in duplicate;
3. Copies of Cited References A5-A18, B3-B12 and C22-C24; and
4. Return Postcard

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If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 22596-531. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

br: Matthew Pavao Reg. No. 50,572

Ivor R. Elrifi, Reg. No. 39,529

Attorney for Applicants

MINTZ, LEVIN, COHN, FERRIS,

GLOVSKY and POPEO, P.C.

Address all written correspondence to

Customer no.: 30623

Tel: (617) 542-6000

Fax: (617) 542-2241

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits in the above-identified case. Accordingly, no fee or certification is believed required.

A copy of each of the references in the above-identified application is enclosed unless otherwise indicated on the attached modified Form PTO-1449. It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed modified Form PTO-1449 to evidence that the cited information has been fully considered by the United States Patent & Trademark Office during the examination of this application.

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Applicants: Jiang and Reddy
U.S.S.N.: 09/975,776

The Commissioner is hereby authorized to charge any additional fees that may be due to the undersigned's account, Deposit Account No. 50-0311 (Reference No. 22596-531).



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